

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP NO.20231 of 2006

DATE OF DECISION: December 19, 2006

M/s Harjot Singh Basra and Associates

....Petitioner

VERSUS

Punjab Energy Development Agency and another

....

Respondents

CORAM:- HON'BLE MR. JUSTICE VINEY MITTAL
HON'BLE MR. JUSTICE H.S. BHALLA

PRESENT: Shri Arihant Jain, Advocate for the petitioner.

Viney Mittal,J.(Oral).

The petitioner has approached this Court for issuance of direction to the respondents to perform their duty by returning the Performance Security/Bank Guarantee. In this regard, the petitioner has relied upon Clause 8.2 of the Work-cum—Contract-Agreement dated April 15, 2004 (Annexure P.1). A further prayer has been made to issue a direction to the respondents to release the entire amount alongwith interest.

After hearing the learned counsel for the petitioner and taking into consideration the averments made in the present petition, we find that the petitioner has already filed a representation (Annexure P.6) dated June 13, 2006 which remains unresponded so far.

In this view of the matter, without going into the merits of the claim made by the petitioner, we dispose of the present petition

with a direction to respondent No.1, Director, Punjab Energy Development Agency, Chandigarh to take a final decision on the aforesaid representation (Annexure P.6) within a period of four months from the date a certified copy of this order is received, by passing a detailed and speaking order and take such further appropriate action, as may be required, in accordance with law.

A copy of the order be given dasti on payment of usual charges.

(Viney Mittal)
Judge

December 19, 2006
KD

(M.M.S. Bedi)
Judge